

## REMARKS/ARGUMENTS

The rejections presented in the Office action dated October 3, 2005 have been considered. Claims 1-17 are pending in the application. Applicant acknowledges the allowable subject matter of claims 7 and 15. Claim 1 has been amended. Reconsideration of the pending claims and allowance of the application in view of the present response is respectfully requested.

Claims 1-6, 8-14, and 16-17 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Publication No. 2003/0125028 by *Reynolds* (hereinafter "*Reynolds*").

To anticipate a claim, the reference must teach every element of the claim. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). "The identical invention must be shown in as complete detail as is contained in the . . . claim." *Richardson v. Suzuki Motor Co.*, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989). Therefore, all claim elements, and their limitations, must be found in the prior art reference to maintain a rejection based on 35 U.S.C. §102. Applicant respectfully submits that *Reynolds* does not teach every element of Claims 1-6, 8-14, and 16-17, and therefore fails to anticipate these claims.

Applicant's independent claims 1, 9, and 17 recite, in various forms, subject matter in which connection settings are stored and network identifier comparison is performed in the terminal. *Reynolds* fails to teach storing of connection settings in the terminal. By way of example, and with reference to paragraph [0024] relied on by the Examiner, *Reynolds* teaches storing of user preferences in a user agent residing in the network. A description of the user agent is provided in paragraph [0014].

*Reynolds* also does not teach storing, in the connection settings, of a network identifier associated with at least some of alternative connection settings. *Reynolds*, at paragraph [0028] for example, only generally describes handover manager functionality performing a handover decision on the basis of user requirements and network policy.

*Reynolds* further fails to disclose (in paragraphs [0028]-[0029] as contended by the Examiner or elsewhere) a network identifier (in the connection settings and associated with

alternative connection settings) identifying a target network reachable by a connection from the terminal.

Moreover, *Reynolds* does not provide a description of comparing a current network identifier to stored network identifiers and selecting a connection setting associated with the same network identifier as the network identifier associated with the currently applied connection setting. The portions of *Reynolds* relied on by the Examiner generally describe the use of user requirements (such as a QoS requirement of an application) and network policy (or system request/requirements), examples of which are described in paragraphs [0024] and [0025]. However, *Reynolds* provides no particularized teaching regarding arranging a handover specifically based on comparing a network identifier associated with the current connection to stored network identifiers of other available connection settings. Also, *Reynolds* does not provide teaching regarding selection of such connection settings associated with the same network identifier.

For at least the reasons discussed above, *Reynolds* clearly does not teach each and every element as set forth in Applicant's pending claims. The identical invention recited in Applicant's claims is clearly not shown in as complete detail as is contained in the pending claims. Therefore, a rejection of Applicant's independent claims 1, 9, and 17 can not be maintained based on 35 U.S.C. §102. Applicant's dependent claims 2-6, 8, 10-14, and 16 are also not anticipated by *Reynolds*, as these claims depend from patentably distinct claims 1 and 9, respectively, and recite additional features that further distinguish these claims from *Reynolds* and the other prior art of record.

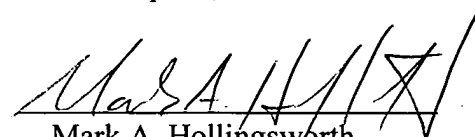
It is to be understood that Applicant does not acquiesce to Examiner's characterization of the asserted art or Applicant's claimed subject matter, nor of the Examiner's application of the asserted art to Applicant's claimed subject matter. Applicant respectfully submits that a detailed discussion of each of the Examiner's rejections beyond that provided above is not necessary, in view of the clear absence of teaching of various features recited in Applicant's pending claims. Applicant, however, reserves the right to address in detail the Examiner's characterizations, conclusions, and rejections in future prosecution.

If the Examiner believes it necessary or helpful, the undersigned attorney of record invites the Examiner to contact him at 952.854.2700 to discuss any issues related to this case.

Respectfully submitted,  
HOLLINGSWORTH & FUNK, LLC  
8009 34<sup>th</sup> Avenue South, Suite 125  
Minneapolis, MN 55425

Date: February 3, 2006

By:

A handwritten signature in black ink, appearing to read "Mark A. Hollingsworth", written over a horizontal line.

Mark A. Hollingsworth  
Reg. No. 38,491